193o

Department of Land Revenue

OFFICE Bd of Re

STATION Mysore.

Mis No. 1868

Y 8805
20

Dated 24.6.'30

To whom sent	Date	Initial
	Given for copying .	
	Copied	
	Examined Clerk 24-6.	
	Signed	
	Given for despatch	DESPATCHED 27 JUN 1930
	Despatched	
	Indexed	
Pages in the file	To be destroyed on*	

(SUBJECT.)

Remuneration Leave Allowance Pattan Talukdars Misc. S/No 124-2 A/10.

Jamabandi - Board Pattan Revenue Inamdars Mysore

R.O.C.3961-29-A6. South Kanara Collector's Office,
Camp Shirva, 18th October 1929.

k 8605

From

G.W. Welsh, Esquire, M.A., I.C.S.,
Collector of South Kanara.

BOARD OF REVENUE
23 OCT 1929
LAND REV & SETTLEMENT

To

The Secretary to the Board,
Land Revenue and Settlement, Madras.

Sir,

Alienation - Land and revenue - Puttur taluk - Puttur -- village - S.No. 124/2A2 - School site - Taluk Board, Puttur - portion encroached upon and portion proposed for leasing out.

I enclose a sketch showing S.No. 124/2A1A of Puttur casba which is the site of Puttur Taluk Board School, the alienation of which was sanctioned in B.P.Mis.No. 2528, dated 3-8-1928. The original notation of the site 124/2A2 has subsequently changed -- into 124/2A1A. Though the alienation was sanctioned only in -- 1928, the site formed part of S.No. 124/2A, registered as school poramboke at Settlement. The school buildings also evidently existed at the Settlement and it must have been for that reason - that the land was registered as school poramboke. The enquiry also shows that the Taluk Board has been enjoying the land since about the year 1891.

2. The Taluk Board leased out a portion of this site to one Bavunhi Beari in the year 1926 temporarily on a rental of 8 annas per year. He has now built a two storied house on the plot leased out. This plot has now been sub divided as 2A1A2 and measures - 3 cents. The Taluk Board should not have permitted the building of a house by a private individual on a portion of land alienated to it for the purpose of a school subject to certain conditions. I consider that the proper course in this case would be to resume that portion of the land and take steps to assign it to the --- encroacher subject to payment of land value and assessment. I solicit Board's instructions as to whether my view is correct.

3. The Taluk Board President also proposes to lease out another portion of the land measuring 6 cents and shown as --- 124/2A1A3 to one S.S. Mudkekar, a teacher in the school on a

nominal rent of Re. 1/- per annum for the purpose of a dwelling house and applies for my permission under G.O.No. 4482, L. & M. 17-11-27. S.S.Madkekar proposes to construct a thatched --- house for the present and intends to have a tiled house later. The condition of lease is that Madkekar shall surrender the building claiming the value as estimated at the time by the -- Engineering Department on his ceasing to be a ~~member~~ teacher under -- the Taluk Board. Para 3(b) of the Notification to the Appendix to G.O.No. 4482, L. & M., 17th November 1927 lays down that a Local Board may lease out any property vested in it provided that no such lease shall be valid without the sanction of the Collector of the district in case the period of the lease exceeds twelve months. Evidently this power of the Local Boards to lease out plots does not extend to plots alienated to them for specific purposes. Besides construction of a building for -- teacher's quarters will operate against condition 2(i) of the grant and condition 2(ii) lays down that no building other -- than the existing building shall be constructed without the previous sanction of the Collector. Correction slip No. 328 dated 15-10-28 to note 4 of B.S.O. 24(13) renumbered also lays down that if lands alienated to a local body are transferred by lease, the local body will be primarily responsible for the payment of ground rent or assessment on them. The alienation in this case was sanctioned free of assessment and the Taluk --- Board proposes to levy rent of Re. 1/- per annum from the proposed lessee. Besides, in the present case, it is the teacher that builds the house at his cost and not the Taluk Board, and I do not consider it proper to allow private rights to be thus initiated. For the above reasons, I do not consider that I -- can grant permission for the leasing out of the plot by the -- Taluk Board to a teacher on a rental of Re. 1/- per annum. As the matter is not free from doubt, I solicit Board's instructions.

Your obedient servant,

for Collector.

21.10.29

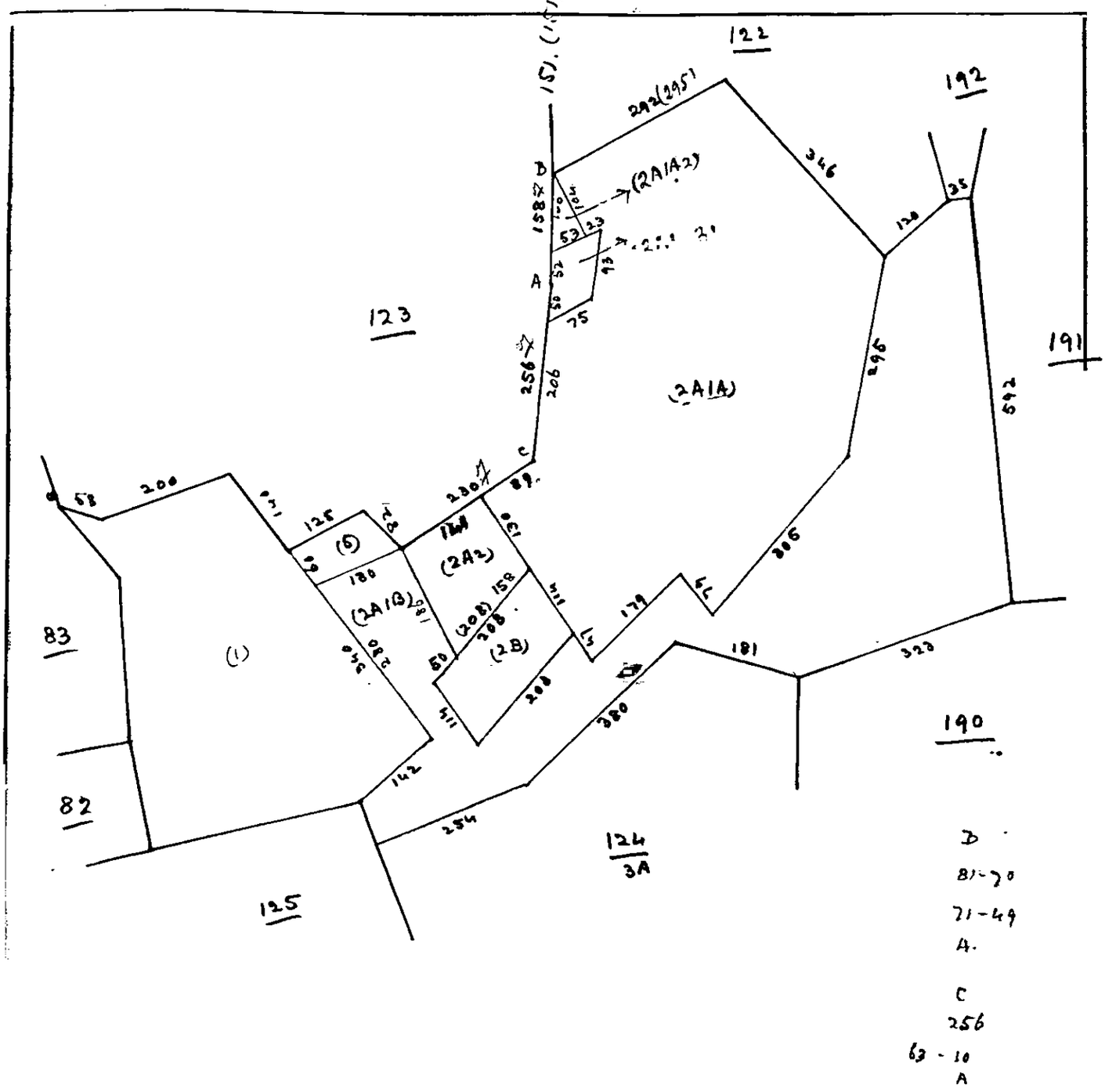
District S. Kanara.

Taluk Puttur

Village { No. 47.
Name Puttur

Field No 124

Area 12-19 Acres.



Checked measured on the ground and found correct. Demarcated with rough Stones.

21.5.39

Scale $\frac{1}{2}$ Inch=One Chain

R. F. XXII-A-19.—28,004—31-1-29 (6).

Subject.—

FOR MEMBER. Alienation - Land and Revenue - (S. Kanara).
A. S. (L. R.) Puttur taluk - Puttur village - S. No/2A 2 -
School site - T.K. Board Puttur - portion

READ AGAIN B. P. No. ~~reasuyon~~, dated 192

" " " , " 192

READ ALSO :—

Register No. , From the K 8605-9, No. Pp1-29f, dated 192

, " , , 192

" " , " , , 192

RESOLUTION. K. 8605-29-1 No. , dated 30-10-29 192

The Collector has reported in para 2 of his Pp1-29f letter quoted above that the taluk Board leased out a portion of the site to Bammi Beari in the year 1926 on a rental of 8 annas per year. He is requested to ~~state reason~~ why the fact was not stated in his letter Ref. No. 82-28-A6 dt. 18-7-28 submitting the alienation proposals in favour of the Taluk Board.

Pp1-39 (G)

DESPATCHED 2 NOV 1929

The Collector of South Kanara

Lr 29-10-29

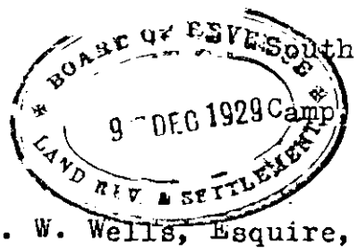
S 30/10

Some

Issued on 30/11/29

K 10045

R.O.C.3961-29-A6.



From South Kanara Collector's Office,

Camp: Coondapoor, Dated 6-12-1929.

G. W. Wells, Esquire, M.A., I.C.S.,

Collector of South Kanara.

To

The Secretary to the Board,

Land Revenue and Settlement,

Madras.

Sir,

Alienation - Land and Revenue - South Kanara -Puttur Taluk - Puttur village -S.No.2A2 - school site -Taluk Board,Puttur- portion encroached upon and portion proposed for leasing out.

Board's reference No.K.8605/29-1 dated 30-10-1929.

S.No.124/2 of Puttur village was registered as poramboke school at settlement. S.No. 124/2A2 measuring 3.15 acres, the alienation of which was sanctioned by the Board of Revenue in B.P.Mis.No.2528 dated 3-8-28 was all along in the possession and enjoyment of the Taluk Board, Puttur. The Taluk Board did not inform the Revenue Department of its having leased out a portion of it to one Bavunhi Beari in 1926. The encroachment was first detected by M.R.Ry. P. Ananda Rao, the then Tahsildar of Puttur Taluk in May,1929.

Your obedient servant,

For Collector.

7.12.29

8

Alienation — Land and Revenue — (S. Kanara) — Puttur — Puttur village — S. No 124/2A$_2$ — School site — Taluk Bd — Portion encroached upon — proposal for assignment — orders passed.

R. 21-3-30

K 8605/29 — Q

K 10045/29 — Q.

Refer K 8605-29-2 — S 16-1-30.

The Board agrees with the view of the Collector that the Tk. Bd has no power to lease out a land alienated in its favour for a specific purpose subject to certain conditions. He is requested to submit proposals for the resumption of the portions leased out to Bavunhi Beari and of the area not required for school purposes. He is also requested to take steps to assign to Bavunhi Beari the extent ~~encroached upon~~ occupied by him subject to the payment of land value and assessment. He should report whether any, and if so what, compensation is to be paid to the T B. for the resumption of the portions not required for the school

The proposal of the Taluk Bd to lease out to a teacher of the school another portion of the land cannot be accepted for the reason mentioned above.

BS 16/1/30

To the Coll of S Kanara 16/1/30

Issue 16/1/30

Case see note under para 50 (remarks) of S.O. No 24 at Page of Vol I of K.S.O.

R. O. C. 3961--29--A--6.

South Kanara Collector's Office,
Mangalore, dated 27th March 1930.

From

G. W. Wells, Esq, M.A. I.C.S.,
Collector of South Kanara.

To

The Secretary to the Board,
Land Revenue & Settlement,
Madras.

S i r,

Alienation--Land & Revenue--South Kanara--Puttur Taluk--Puttur village--S. No. 124/2A2--school site--Taluk Board--portion encroached upon--proposals for assignment.

Board's reference Ref. K. No. 8605--29--2 dated 16th January 1930 and reminder on it dated 21st March 1930.

The Tahsildar of Puttur has been directed to submit proposals for the resumption of the portion leased out to Bavunhi Beari and of the area not required for school purposes. He has not submitted his report in spite of two reminders issued to him. He has this day been directed to submit his report within a week. I shall submit my report soon after receipt of his reply.

Your obedient servant,

27.3.30
Collector.

Rev Department. C.F. 98.

L R Branch.

REMINDER. **REPLY.**

To The Collr Ca

DIRECTOR OF REVENUE & LAND REV. & SETTLEMENT — 13 MAY 1930

To The Secretary to the Board of Rev
L. R. Sett. Madras

2 MAY 1930

The undersigned ~~has the honour to invite~~ is directed to invite ~~invites~~ attention to the communication noted in the margin and to request that this reminder may be returned at once with information as to—

(1) the stage at which the matter now is,

(2) the date by which a reply may be expected, and

(3) the circumstances which have caused the delay.

2. It is requested that the reply to this reminder may be sent not later than 15.5.30

No. B05 Rev K 8605-27 dated 1.4.30

Office Bd of Rev

Station Madras

Dated 1-5-30

(Bd) Signature. 1.5.30

Designation.

SUBJECT.

Alienation Govt & Rev. Public Pu
Vg. School Site. Taluk Board

Sir,

I have requested the President, Taluk Board, Pattuk to send me a resolution of his Taluk Board consenting to the resumption of the portion not required for school purposes in my R.OC No 3961-29-B6 dated 6.4.30. His reply has not be received. I have issued a reminder on 3.5.30. I shall submit my report soon after rec of his reply.

your obedient serv

Collector

45

3-5-30

B 2456

R.O.C.No. 3961-29-A6. South Kanara Collector's Office,

Mangalore, 23rd May 1930.

From

G.W.Wells, Esquire, M.A., I.C.S.,

Collector of South Kanara.

To

The Secretary to the Board,

Land Revenue and Settlement, Madras.

Sir,

Alienation - Land and revenue - South Kanara - Puttur taluk - Puttur village - S.No. 124/2A2 - school site - Taluk Board - portion encroached upon - proposals for assignment.

Board's Reference ...No. 8605/29-3, dated 1-4-30 and reminder thereon dated 20-5-30.

The President, Taluk Board, Puttur, has been requested by me in my R.O.C.No. 3961-29-A6, dated 6-4-30 to send a --- resolution of his Taluk Board consenting to the resumption of the portion of school site proposed for assignment to Bavunhi Beari. The President has also informed me that he would -- place the matter before the Taluk Board at its meeting on 23rd instant and send his reply soon after that date. I shall -- submit my report soon after receipt of the reply from the Taluk Board President.

Your obedient servant,

for Collector.

B 2456
Rej K 8605.29.4
The Board awaits the Collector's report.
Remind on 15-6-30
31-5-30

To The Collector of S. Kanara

To AD(CR)

The collection may
reminded again on
20.5.30

Eko
RD
CR 5.30

15 B2788

R.C.C.3961-29-A6. South Kanara Collector's office,

Mangalore, 13th June 1930.

From

G. W. Wells, Esquire, M.A., I.C.S.,

Collector of South Kanara.

The Secretary to the Board,

Land Revenue & Settlement,

M a d r a s.

Sir,

Alienation - Land and Revenue (South Kanara) - Puttur Taluk - Puttur village - S.No.124/2A2 - school site - Taluk Board - Puttur - Portion encroached upon by Bavunhi Beari - resumption.

****

Board's Ref.K.No.8605-29-2, dated 16th January 1930.

****

The portion of the school site encroached upon by Bavunhi Beari is denoted as S.No.124/2A1A2 in the sketch enclosed and measures three cents in extent. The Taluk Board has consented to the resumption of this portion without claiming any compensation. The Taluk Board states that the remaining extent is required for the purposes of the school. I recommend that the plot S.No.124/2A1A2 may be resumed.

Your obedient servant,

For Collector.

14 6 30

M.D'S.14/6.

R. F. XVI—26—218,692—4-2-29.

23 17

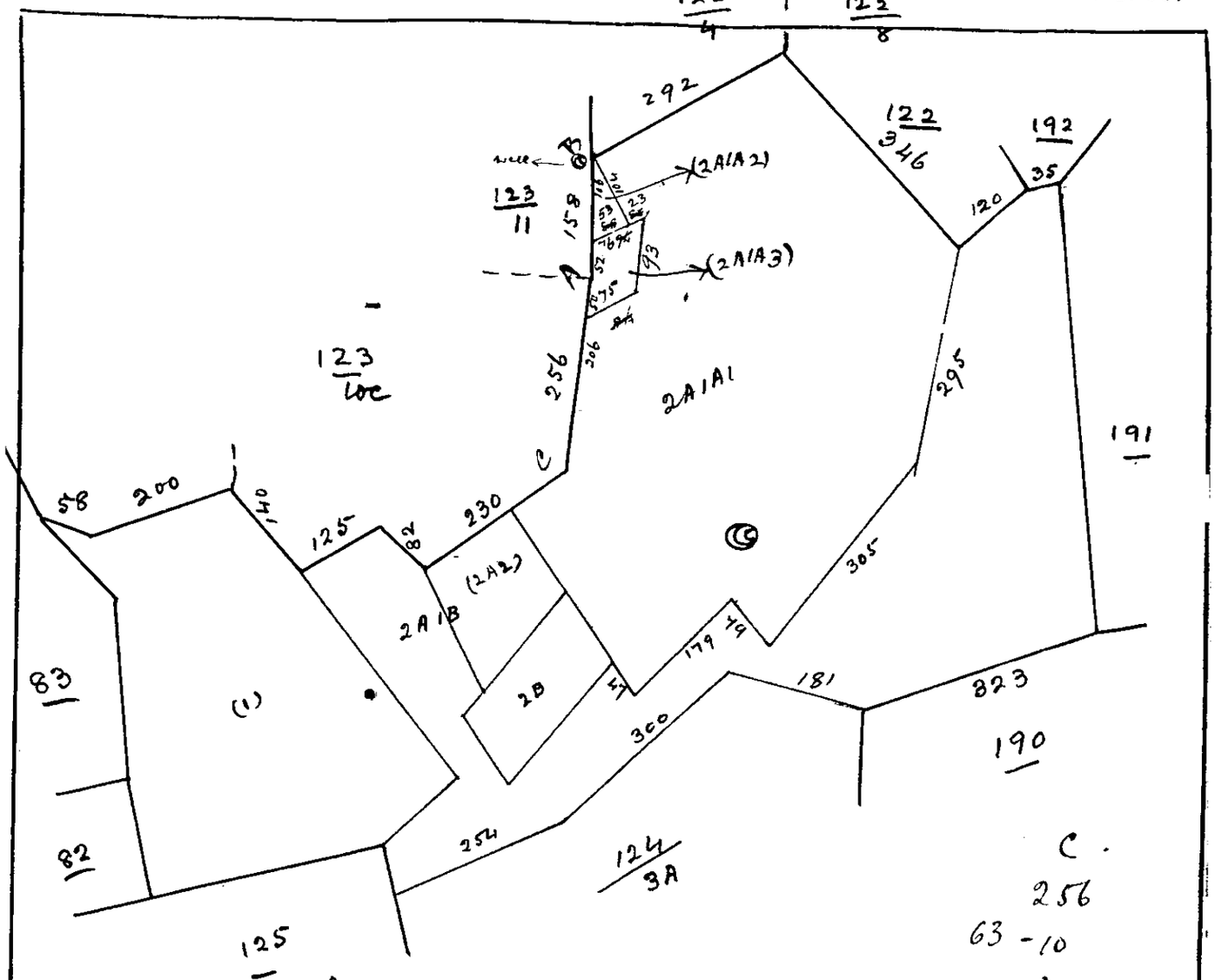
District S. Kanara.

Taluk Puttur

Village { No. 47 / Name. Puttur

Field No. 124.

Area — Acres.



Index:-

P. No 122/4 Garden. Aicken female.

122/8 III Wit. Sitaramma Bhatpadithaya 87-70

123/10c do. Sri Mahalingeshwar Dev 71-49

123/11 Garden do. A

124/2A1A1 Poramboke Tq. Bd. Higher Elementary School Plot.

124/2A1A2 The plot on which a portion of Parvathi Bai's house stands

124/2A1A3. The plot applied for by S S Kadtekar (teacher) for a house site.

C. L. T. Well

C.
256
63-10
A
B
158
87-70
71-49
A

Scale 1/2 inch=One Chain

B. P. XXII-A-19—89,600—22-4-30 (8)

Subject.—

FOR MEMBER.

alienation Land Rev (S. Kanara). Puttur Taluk and Vge Sno 124-2A 14-2. Taluk Board Puttur Resumption Sanctioned.

READ AGAIN B. P. No. _____; dated _____ 193

" " " _____ ; " _____

READ ALSO:—

Register No. R 2788 From the [9] _____, No. _____, dated _____ 193

" " _____, " " _____, " _____, " _____ 193

" " _____, " " _____, " _____, " _____ 193

RESOLUTION. (Mis) No. 1868, dated 25.6. 193

The Board Sanctions the Resumption of Sno. 124-2 A 14-2 measuring three cents of Puttur Village, ~~forming part of~~ 3.15 acres of land Puttur Taluk alienated ~~along with~~ ~~Sno 124-2A 14-2~~ 124/1A3 in BP Mis 25-28 dated 3-8-28 in favour of the Taluk Board, Puttur for ~~the purpose~~ as School as it is no longer required for the purpose.

To The Collector of South Kanara

EB
L 30
Re 6.30

MI

A.S.R through R'See MA 31.1.30 31.1.30

12.50 31.1.30 6.1.30 2.2

Alienation - Land and Rev (S. Kanara) - Puttur taluk - Puttur village - S No. 124/2A2 - School site - Taluk Board, Puttur - Portion encroached upon and portion proposed for leasing out.

Pp 1-2 cf

K 8605

p 5 cf

Board's Ref dt 30-10-29

p 7 cf

K 10045

To Asst Secy:

(G) The Board, in its Proceedings Mis No 2528 dt 3-8-28 sanctioned the alienation of S. No. 124/2A2 measuring 3 acres 15 cents of land in Puttur village, South Kanara Dt in favour of the Taluk Board, Puttur for use as the site of a school. The collector reports that the Taluk Board leased out a portion of this site to one Bavunhi Beari in 1926 temporarily on a rental of 8 annas per year. The lessee is said to have constructed a two-storied building on the site and the Collector is of opinion that the Taluk Board, by allowing a private individual to occupy a portion of land alienated to it for the purpose of a school has violated the conditions of the grant and that the proper course would be to resume the portion leased out by the Taluk Board and assign it to Bavunhi Beari subject to payment

Pp 1-2 cf

of land value and assessment. The collector reports that this fact could not be brought to the notice of the Board at the time of the alienation in 1928, because the encroachment was first detected by the Tahsildar of Puthur only in May, 1929. In the circumstances, the collector's view seems to be correct and he may be asked to submit proposals for the resumption of the portion wasted and take steps for its assignment in favour of Bavunhi Beari.

p 7 of

BJS 3.1.30.

The Collector also reports that the President, Taluk Board, has applied for his permission to lease out another portion of the alienated site measuring 6 cents of land to one S. S. Mudekar, a teacher in the school on a nominal rent of Re 1/- per annum for the purpose of a dwelling house. The alienation was sanctioned free of assessment and by this proposal the Taluk Board gains profit from the land by the levy of a rent of Re 1/- per annum. Further the construction of a building for teacher's quarters will operate against conditions 2(i) and (ii) of the grant, which stipulate that the land shall not be used for any other purpose other than a school and that no building other than the existing building shall be constructed on the site. In the

p 8 of (C)

circumstances the Taluk Board's request as it cannot be complied with, ~~the Collector~~ a land alienated in its favour for a specific purpose subject to specific (Conditions of the alienation) may, perhaps, be informed accordingly and may be asked to submit proposals for the resumption of the extent not required by the Taluk Board for the purposes of the school

BJS 3.1.30

V.D. Thiruvaragaie 14.12.29.

20.12.29.

Read on 8/1

A.S(L.R)

To Asst Secy

Draft submitted.

9.1.30 9.1.30 BJS 15/1/30

Issued as BD's Rf of 16.1.30

B 27 B 8

M.I S A.S(L.R)

To AS(L.R)

Please see the Board's reference at p 8 ℄ and the Collector's reply at p 15 ℄

p 15 ℄ 2/ The Collector reports that the portion encroached upon by Bavunki Beari is denoted as S.No 124-2A/A2 measuring three cents. The Taluk Board has agreed

to the resumption of the land without claiming any compensation. S.No 124-2A1A2 may be resumed under Note to B.S.O. 24 (10) ✓74. BS.Vol.I

EKS
(1)G
19.6.30

19.6.30

5

20/6

18.6.30

JM1

To A.S(K-R)
Draft submitted

EKS
23G
24.6.30

25.6.30

23.6.30

A.S(K-R)

Issue
25.6.30